

WAYNE MAHNKE,)	
)	
Plaintiff,)	Case No.: 2:20-cv-00545-GMN-VCF
vs.)	
)	ORDER
CAPITAL ONE, N.A.,)	
)	
Defendant.)	
)	

The Court finds that a stay of proceedings is appropriate until the Supreme Court issues its ruling in *Barr v. Am. Assoc. of Political Consultants, Inc., et al.*, 140 S. Ct. 812 (2020). Staying proceedings prevents unnecessary expenses and conserves judicial resources. The current filings in this matter do not reveal Plaintiff’s need for expedited resolution of claims or a likelihood of prejudice if a stay occurred. (*See* Mot. Stay 5:21–22) (stating, “Plaintiff is no longer receiving calls”). *See, e.g., Lacy v. Comcast Cable Commc’ns*, LLC, No. 3:19-CV-05007-RBL, 2020 WL 2041755, at *2 (W.D. Wash. Apr. 28, 2020) (“Balancing these interests,

1 this Court joins the other district courts that have briefly stayed TCPA cases pending the
2 Supreme Court's decision in *AAPC*.”). Accordingly,

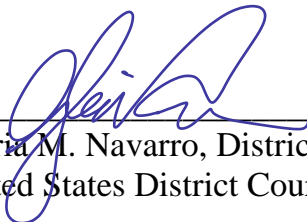
3 **IT IS HEREBY ORDERED** that Defendant's Motion to Stay Case, (ECF No. 11), is
4 **GRANTED**.

5 **IT IS FURTHER ORDERED** that, upon the United States Supreme Court's decision in
6 *Barr v. Am. Assoc. of Political Consultants, Inc., et al.*, 140 S. Ct. 812 (2020), Defendant or the
7 parties jointly shall file a Motion to lift the stay.

8 **IT IS FURTHER ORDERED** that, if the United States Supreme Court has not issued a
9 decision in *AAPC* by October 1, 2020, Defendant or the parties jointly shall file a status report
10 with the Court briefly explaining how a stay remains appropriate.

11 **DATED** this 12 day of June, 2020.

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Gloria M. Navarro, District Judge
United States District Court